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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Eric Inselberg Group Art Unit: 2681
Serial No.: 10/792,170 Examiner: Jean A. Gelin
Filed: March 3, 2004
For: **METHOD AND APPARATUS FOR INTERACTIVE
AUDIENCE PARTICIPATION AT A LIVE
SPECTATOR EVENT**
Docket No.: 0128-1-CON CIP2

Bedminster, NJ 07921
August 10, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

TERMINAL DISCLAIMER

Petitioner, Eric Inselberg, having a postal address at 26th Avenue, Port Imperial, West New York, New Jersey 07093, represents that he is the owner of the entire right, title and interest of application Serial No. 10/792,170, filed March 3, 2004, for "Method And Apparatus For Interactive Audience Participation At A Live Spectator Event."

Petitioner hereby disclaims the terminal part of any patent on the above-identified application which would extend beyond the expiration date of commonly owned US Patents Nos. 6,434,398 and 6,650,903 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to the aforesaid US Patents Nos. 6,434,398 and 6,650,903, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successor or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory period as presently shortened by any terminal disclaimer of the aforesaid US Patents

Nos. 6,434,398 and 6,650,903 in the event that it later; expires for failure to pay a maintenance fee; is held unenforceable; is found invalid; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a); had all claims canceled by a reexamination certificate; or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned is empowered to act on behalf of Eric Inselberg with respect to this submission.

I have reviewed the file history for the above-identified patent application and certify that, to the best of my knowledge and belief, the entire right, title, and interest in the invention of the above-identified patent application is held by Petitioner.

A check made payable to the Director of United States Patents And Trademarks in the amount of \$65 is enclosed herewith to cover the fee for filing this Terminal Disclaimer.

Respectfully submitted,

Eric Inselberg


By _____
Ernest D. Buff
(His Attorney)
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